

off-budget treatment for the Highway Trust Fund, the Airport and Airway Trust Fund, the Inland Waterways Trust Fund, and the Harbor Maintenance Trust Fund. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and shall not exceed two hours equally divided among and controlled by the chairmen and ranking minority members of the Committee on Transportation and Infrastructure and the Committee on the Budget. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill. Each section of the committee amendment in the nature of a substitute shall be considered as read. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. QUILLEN, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶41.8 TRANSPORTATION TRUST FUNDS OFF-BUDGET

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to House Resolution 396 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 842) to provide off-budget treatment for the Highway Trust Fund, the Airport and Airway Trust Fund, the Inland Waterways Trust Fund, and the Harbor Maintenance Trust Fund.

The SPEAKER pro tempore, Mr. GILLMOR, by unanimous consent, designated Mr. DREIER as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive messages from the President.

The SPEAKER pro tempore, Mr. LAHOOD, assumed the Chair.

#### ¶41.9 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Edwin Thomas, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

#### ¶41.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MINGE:

At the end of Section 2 insert the following:

(c) PROHIBITION ON EARMARKING OF HIGHWAY TRUST FUND AMOUNTS.—Subsection (a) shall no longer apply with respect to the Highway Trust Fund after the last day of any fiscal year in which amounts are made available for obligation from the Highway Trust Fund for any highway construction project or activity that is specifically designated in a Federal law, a report of a committee accompanying a bill enacted into law, or a joint explanatory statement of conferees accompanying a conference report, as determined by the Director of the Office of Management and Budget.

It was decided in the { Yeas ..... 129  
negative ..... } Nays ..... 298

#### ¶41.11 [Roll No. 121] AYES—129

Allard	Gallegly	Orton
Andrews	Goss	Packard
Archer	Graham	Pelosi
Armey	Gunderson	Peterson (FL)
Ballenger	Gutknecht	Porter
Barrett (NE)	Hall (TX)	Portman
Barrett (WI)	Hancock	Pryce
Bartlett	Harman	Radanovich
Barton	Hayworth	Ramstad
Bass	Hefley	Regula
Becerra	Herger	Roemer
Bereuter	Hilleary	Rohrabacher
Bilbray	Hoekstra	Roukema
Boehner	Hoke	Royce
Bonilla	Inglis	Salmon
Brownback	Johnson, Sam	Sanford
Bunn	Johnston	Sensenbrenner
Bunning	Jones	Shadegg
Burr	Kasich	Shaw
Castle	Kennedy (MA)	Shays
Chabot	Klug	Smith (MI)
Chambliss	Knollenberg	Smith (TX)
Chenoweth	Kolbe	Smith (WA)
Christensen	Largent	Solomon
Clayton	Leach	Souder
Coleman	Lightfoot	Stark
Cooley	Linder	Stearns
Cox	Livingston	Stenholm
Crane	Luther	Stockman
Cubin	Maloney	Stump
Cunningham	Manzullo	Taylor (NC)
Deal	McCrery	Thornberry
DeLay	McInnis	Thurman
Dicks	Meehan	Tiahrt
Dixon	Meyers	Torkildsen
Doggett	Miller (FL)	Walker
Everett	Minge	Watt (NC)
Foglietta	Morella	Waxman
Foley	Myrick	White
Franks (CT)	Nethercutt	Wolf
Frelinghuysen	Neumann	Yates
Funderburk	Nussle	Young (FL)
Furse	Obey	Zimmer

#### NOES—298

Abercrombie	Boehlert	Canady
Ackerman	Bonior	Cardin
Bachus	Bono	Chapman
Baessler	Borski	Chrysler
Baker (CA)	Boucher	Clay
Baker (LA)	Brewster	Clement
Baldacci	Browder	Clinger
Barcia	Brown (CA)	Clyburn
Barr	Brown (FL)	Coble
Bateman	Brown (OH)	Coburn
Beilenson	Bryant (TN)	Collins (GA)
Bentsen	Bryant (TX)	Collins (IL)
Berman	Burton	Collins (MI)
Bevill	Buyer	Combest
Bilirakis	Callahan	Condit
Bishop	Calvert	Conyers
Bliley	Camp	Costello
Blute	Campbell	Coyne

Cramer	Hutchinson	Payne (VA)
Crapo	Hyde	Peterson (MN)
Creameans	Istook	Petri
Danner	Jackson (IL)	Pickett
Davis	Jacobs	Pombo
de la Garza	Jefferson	Pomeroy
DeFazio	Johnson (CT)	Poshard
DeLauro	Johnson (SD)	Quillen
Dellums	Johnson, E. B.	Quinn
Deutsch	Kanjorski	Rahall
Diaz-Balart	Kaptur	Rangel
Dickey	Kelly	Reed
Dingell	Kennedy (RI)	Richardson
Dooley	Kennelly	Riggs
Doolittle	Kildee	Rivers
Dornan	Kim	Roberts
Doyle	King	Rogers
Dreier	Kingston	Ros-Lehtinen
Duncan	Klecza	Rose
Dunn	Klink	Roth
Durbin	LaFalce	Roybal-Allard
Edwards	LaHood	Rush
Ehlers	Lantos	Sabo
Ehrlich	Latham	Sanders
Emerson	LaTourette	Sawyer
Engel	Laughlin	Saxton
English	Lazio	Scarborough
Ensign	Levin	Schaefer
Eshoo	Lewis (CA)	Schiff
Evans	Lewis (GA)	Schroeder
Ewing	Lewis (KY)	Schumer
Farr	Lincoln	Scott
Fawell	Lipinski	Seastrand
Fazio	LoBiondo	Serrano
Fields (LA)	Lofgren	Shuster
Fields (TX)	Longley	Sisisky
Filner	Lowe	Skaggs
Flake	Lucas	Skeen
Flanagan	Manton	Skelton
Forbes	Markey	Slaughter
Ford	Martinez	Smith (NJ)
Fowler	Martini	Spence
Fox	Masaca	Spratt
Frank (MA)	Matsui	Stokes
Franks (NJ)	McCarthy	Studds
Frisa	McCollum	Stupak
Frost	McDade	Talent
Ganske	McDermott	Tanner
Gejdenson	McHale	Tate
Gekas	McHugh	Tauzin
Gephardt	McIntosh	Taylor (MS)
Geren	McKeon	Tejeda
Gibbons	McKinney	Thomas
Gilchrest	McNulty	Thompson
Gillmor	Meek	Thornton
Gilman	Menendez	Torres
Gonzalez	Metcalf	Torricelli
Goodlatte	Mica	Towns
Goodling	Millender-	Trafficant
Gordon	McDonald	Upton
Green (TX)	Miller (CA)	Velazquez
Greene (UT)	Mink	Vento
Greenwood	Moakley	Visclosky
Gutierrez	Molinari	Volkmer
Hall (OH)	Mollohan	Vucanovich
Hamilton	Montgomery	Walsh
Hansen	Moorhead	Wamp
Hastert	Moran	Ward
Hastings (FL)	Murtha	Waters
Hastings (WA)	Myers	Watts (OK)
Hayes	Ney	Weldon (FL)
Hefner	Norwood	Weldon (PA)
Heineman	Oberstar	Weller
Hilliard	Olver	Whitfield
Hinchey	Ortiz	Wicker
Hobson	Owens	Williams
Holden	Oxley	Wise
Horn	Pallone	Woolsey
Hostettler	Parker	Wynn
Houghton	Pastor	Young (AK)
Hoyer	Paxon	Zeliff
Hunter	Payne (NJ)	

#### NOT VOTING—5

Fattah	Nadler
Jackson-Lee	Neal
(TX)	Wilson

So the amendment was not agreed to. After some further time spent therein,

The SPEAKER pro tempore, Mr. BARRETT of Nebraska, assumed the Chair.

When Mr. DREIER, Chairman, pursuant to House Resolution 396, reported the bill back to the House with an amendment adopted by the Committee.